SB Civil Writ Petition No.111/2000

Jagdeep Singh Rawat Vs Judge, Labour Court, Kota & anr

27.8.2007

Hon'ble Mr Justice Ashok Parihar

Mr VL Mathur– for petitioner

Mr Anil Agrawal for Mr Dr Arun Chaturvedi – for respondents

BY THE COURT:

The dispute in regard to termination of services of the petitioner w.e.f. 3.1.1984 was raised by the petitioner after more than 13 years before the Conciliation Officer. Though, the dispute was referred by the State Government to the Labour Court, Kota vide Notification dated 3.1.1998, however, the Labour Court did not grant any relief to the petitioner vide award dated 22.2.1999 mainly on the ground of delay in raising the dispute.

As has come on record, admittedly, the petitioner has worked only for 78 days as temporary daily wages Conductor. His services were not extended on the ground of some remarks made in regard to carrying passengers without tickets. There is no explanation, whatsoever, as to why the petitioner did not raise the dispute before the Conciliation Officer for such a long time. Since, after due consideration, proper discretion has been used by the Labour Court in passing the impugned award, in the facts and circumstances, no further interference is called for by this court under writ jurisdiction. The writ petition is dismissed accordingly as having no merit.

(Ashok Parihar) J.

bnsharma